

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

ELMORE S. WELCH, JR.,	:	
Plaintiff,	:	
vs.	:	CIVIL ACTION 09-0534-WS-C
ERIC HOLDER, et al.,	:	
Defendants.	:	

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a de novo determination of those portions of the Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(A) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that this action be and is hereby **DISMISSED** without prejudice for lack of subject matter jurisdiction.

DONE this 14th day of December, 2009.

**s/WILLIAM H. STEELE
UNITED STATES DISTRICT JUDGE**